Brigham Young University Law Review

Volume 1993

ANNUAL INDEX

Copyright © 1993
BRIGHAM YOUNG UNIVERSITY LAW REVIEW

SUBJECT INDEX

A

AFFIRMATIVE ACTION

Rethinking Federal Judicial Selection. Carl Tobias. 1993:1257

B

BILL OF RIGHTS

Towards a More Perfect European Human Rights Standard: A New Argument Against a United Kingdom Bill of Rights. Comment. Keith Cope. 1993:743

C

CHURCH-STATE RELATIONS

See Constitutional Law—Free Exercise Clause, Constitutional Law—Establishment Clause, Religion

CIVIL PROCEDURE

Fines Under New Federal Civil Rule 11: The New Monetary Sanctions for the "Stop-and-Think-Again" Rule. Jeffrey A. Parness. 1993:879

COMMUNITARIANISM

Individualism and Communitarianism in Contemporary Legal Systems: Tensions and Accommodations. Mary Ann Glendon. 1993:385

Individualism and Communitarianism at Work. Thomas C. Kohler. 1993:727

Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. Miroslaw Wyrzykowski. 1993:577

Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. Marie-Thérèse Meulders-Klein. 1993:645

Individualisme et "communautarisme" en droit francais: le cas des relations de travail. Xavier Blanc-Jouvan. 1993:693

The Poverty of Rights-Blind Communality: Looking Through the Window of Japan. Tatsuo Inoue. 1993:517

The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. Kevin J

Worthen. 1993:475

COMPARATIVE LAW

Children's Rights: The Destruction and Promise of Family. Barbara Bennett Woodhouse. 1993:497

Individualism and Communitarianism at Work. Thomas C. Kohler. 1993:727

Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. Miroslaw Wyrzykowski. 1993:577

Individualism and Communitarianism in Contemporary Legal Systems: Tensions and Accommodations. Mary Ann Glendon. 1993:385

Individualisme et "communautarisme" en droit francais: le cas des relations de travail. Xavier Blanc-Jouvan. 1993:693

Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. Marie-Thérèse Meulders-Klein. 1993:645

The Need for an American Industrial Policy. Comment. Steven C. Earl. 1993:765

The Poverty of Rights-Blind Communality: Looking Through the Window of Japan. Tatsuo Inoue. 1993:517

Public School Financing in the United States: More on the Dark Side of Intermediate Structures. John C. Reitz. 1993:623

The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. Kevin J Worthen. 1993:475

Schools as Intellectual and Moral Associations. Bruce C. Hafen. 1993:605

The "State" of Private Networks: The Emerging Legal Regime of Polycorporatism in Germany. Gunther Teubner. 1993:553

Towards a More Perfect European Human Rights Standard: A New Argument Against a United Kingdom Bill of Rights. Comment. Keith Cope. 1993:743

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

Why the Taint to Religion?: The Interplay of Chance and Reason. Richard Stith.

1993:467

CONSTITUTIONAL LAW

Equal Protection Clause

Taxation, Equal Protection, and Inquiry into the Purpose of a Law: *Nordlinger v. Hahn* and *Allegheny Pittsburgh Coal Co. v. County Commission*. Note. Michael D. Rawlins. 1993:1001

Establishment Clause

Conflicting Paradigms of Religious Freedom: Liberty Versus Equality. Stephen Pepper. 1993:7

The Religion Clause: A Double Guarantee of Religious Liberty. Edward McGlynn Gaffney, Jr. 1993:189

The Religious Freedom Restoration Act. Douglas Laycock. 1993:221

Subsidies for Expression and the Future of Free Exercise. Wayne McCormack. 1993:327

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

Where to Pray? A Survey Regarding Prayer Rooms in A.B.A. Accredited, Religiously Affiliated Law Schools. David L. Gregory. 1993:1287

Why the Taint to Religion?: The Interplay of Chance and Reason. Richard Stith. 1993:467

Free Exercise Clause

Conflicting Paradigms of Religious Freedom: Liberty Versus Equality. Stephen Pepper. 1993:7

Employment Division v. Smith and the Decline of Supreme Court-Centrism. Ira C. Lupu. 1993:259

Liberty and Equality Under the Religion Clauses of the First Amendment. Kenneth W. Starr. 1993:1

Monistic and Dualistic Paths to Radical Secularism: Comments on Tushnet. Ralph C. Hancock. 1993:141

Postmodernist Architectures in the Law of Religion. Ruti G. Teitel. 1993:97

The Religion Clause: A Double Guarantee of Religious Liberty. Edward McGlynn Gaffney, Jr. 1993:189

The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. Rex E. Lee. 1993:73

The Rhetoric of Free Exercise Discourse. Mark Tushnet.

1993:117

State Constitutional Protection of Religious Exercise: An Emerging Post-*Smith* Jurisprudence. Angela C. Carmella. 1993:275

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

Free Speech

Planned Parenthood v. Clark County School District: "Having Your Cake and Eating It Too" in Public School Free Speech Cases. Note. Curtis Anderson. 1993:983

Schools as Intellectual and Moral Associations. Bruce C. Hafen. 1993:605

Judicial Review

Planned Parenthood v. Clark County School District: "Having Your Cake and Eating It Too" in Public School Free Speech Cases. Note. Curtis Anderson. 1993:983

The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. Rex E. Lee. 1993:73

Interpretation

The Role of Public Opinion in Constitutional Interpretation. James G. Wilson. 1993:1037

Takings Clause

Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. William C. Leigh & Bruce W. Burton. 1993:827

CRIMINAL LAW

Georgia v. McCollum: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. Note. Eric E. Vernon. 1993:1019

D

DISCOVERY

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried. 1993:793

Tightening Judicial Standards for Granting Foreign Discovery Requests. Comment. Ryan J. Earl. 1993:343

E

EDUCATION

Public School Financing in the United States: More on the Dark Side of Intermediate Structures. John C. Reitz. 1993:623

Schools as Intellectual and Moral Associations. Bruce C. Hafen. 1993:605

EMPLOYMENT LAW

Redefining Objectivity: The Case for the Reasonable Woman Standard in Hostile Environment Claims. Comment. David L. Pinkston. 1993:363

ETHICS

Attorney Misconduct

Fines Under New Federal Civil Rule 11: The New Monetary Sanctions for the "Stop-and-Think-Again" Rule. Jeffrey A. Parness. 1993:879

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried. 1993:793

EVIDENCE

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried. 1993:793

F

FAMILY LAW

Children's Rights: The Destruction and Promise of Family. Barbara Bennett Woodhouse. 1993:497

Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. Marie-Thérèse Meulders-Klein. 1993:645

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

FEDERAL COURTS

Discovery

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried.

1993:793

Tightening Judicial Standards for Granting Foreign Discovery Requests. Comment. Ryan J. Earl. 1993:343

Juries

Georgia v. McCollum: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. Note. Eric E. Vernon. 1993:1019

State v. Thomas and the *McDonough* Test: A Safety Net Proposal to Cure the Square Peg–Round Hole Dilemma. Note. Lisabeth Joner. 1993:1347

Judicial Selection

Rethinking Federal Judicial Selection. Carl Tobias. 1993:1257

H

HUMAN RIGHTS

Towards a More Perfect European Human Rights Standard: A New Argument Against a United Kingdom Bill of Rights. Comment. Keith Cope. 1993:743

HUMOR

Ten Reasons to Attend Law School. Steven C. Bradford. 1993:921

I

IMMIGRATION LAW

Los Olvidados: Images of the Immigrant, Political Power of Noncitizens, and Immigration Law and Enforcement. Kevin R. Johnson. 1993:1139

INDIVIDUALISM

Individualism and Communitarianism in Contemporary Legal Systems: Tensions and Accommodations. Mary Ann Glendon. 1993:385

Individualism and Communitarianism at Work. Thomas C. Kohler. 1993:727

Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. Miroslaw Wyrzykowski. 1993:577

Individualisme et "communautarisme" en droit francais: le cas des relations de travail. Xavier Blanc-Jouvan. 1993:693

Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. Marie-Thérèse Meulders-Klein. 1993:645

The Poverty of Rights-Blind Communality: Looking Through the Window of

Japan. Tatsuo Inoue. 1993:517

The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. Kevin J Worthen. 1993:475

INDUSTRIAL POLICY

The Need for an American Industrial Policy. Comment. Steven C. Earl. 1993:765

INTELLECTUAL PROPERTY

An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. Comment. Derek P. Martin. 1993:949

INTERNATIONAL LEGAL STUDIES

See Comparative Law

J

JUDICIAL SELECTION

Rethinking Federal Judicial Selection. Carl Tobias. 1993:1257

JEWISH LAW

Aaron Kirschenbaum on Equity in Jewish Law. Steven F. Friedell. 1993:909

The Pharisees and the Sadducees: Rethinking their Respective Outlooks on Jewish Law. Comment. Gregory R. Knight. 1993:925

JURY SELECTION

Georgia v. McCollum: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. Note. Eric E. Vernon. 1993:1019

State v. Thomas and the *McDonough* Test: A Safety Net Proposal to Cure the Square Peg–Round Hole Dilemma. Note. Lisabeth Joner. 1993:1347

L

LOCAL GOVERNMENT

Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. Miroslaw Wyrzykowski. 1993:577

Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. William C. Leigh & Bruce W. Burton. 1993:827

Public School Financing in the United States: More on the Dark Side of Intermediate Structures. John C. Reitz.

1993:623

The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. Kevin J Worthen 1993:475

N

NATURAL RESOURCES LAW

A Model Statute for the Development of Oil and Gas Interests Held Under Joint Ownership. Comment. Curtis Anderson. 1993:1317

P

PATENT LAW

An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. Comment. Derek P. Martin. 1993:949

PLURALISM

The "State" of Private Networks: The Emerging Legal Regime of Polycorporatism in Germany. Gunther Teubner. 1993:553

PROPERTY LAW

A Model Statute for the Development of Oil and Gas Interests Held Under Joint Ownership. Comment. Curtis Anderson. 1993:1317

PUBLIC OPINION

The Role of Public Opinion in Constitutional Interpretation. James G. Wilson. 1993:1037

R

RELIGION

Conflicting Paradigms of Religious Freedom: Liberty Versus Equality. Stephen Pepper. 1993:7

Employment Division v. Smith and the Decline of Supreme Court-Centrism. Ira C. Lupu. 1993:259

"God Is Dead and We Have Killed Him!": Freedom of Religion in the Post-modern Age. Michael W. McConnell. 1993:163

The Inequality of Anti-establishment. William P. Marshall. 1993:63

Liberty and Equality Under the Religion Clauses of the First Amendment. Kenneth W. Starr. 1993:1

Monistic and Dualistic Paths to Radical Secularism: Comments on Tushnet. Ralph C. Hancock. 1993:141

Postmodernist Architectures in the Law of Religion. Ruti

G. Teitel. 1993:97

The Religion Clause: A Double Guarantee of Religious Liberty. Edward McGlynn Gaffney, Jr. 1993:189

The Religious Freedom Restoration Act. Douglas Laycock. 1993:221

The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. Rex E. Lee. 1993:73

The Rhetoric of Free Exercise Discourse. Mark Tushnet. 1993:117

State Constitutional Protection of Religious Exercise: An Emerging Post-*Smith* Jurisprudence. Angela C. Carmella. 1993:275

Subsidies for Expression and the Future of Free Exercise. Wayne McCormack. 1993:327

Surprised by Law. Emily Fowler Hartigan. 1993:147

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

Where to Pray? A Survey Regarding Prayer Rooms in A.B.A. Accredited, Religiously Affiliated Law Schools. David L. Gregory. 1993:1287

Why the Taint to Religion?: The Interplay of Chance and Reason. Richard Stith. 1993:467

RELIGIOUS FREEDOM RESTORATION ACT

The Religious Freedom Restoration Act. Douglas Laycock. 1993:221

The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. Rex E. Lee. 1993:73

S

SUPREME COURT

The Role of Public Opinion in Constitutional Interpretation. James G. Wilson. 1993:1037

T

TAX LAW

Taxation, Equal Protection, and Inquiry into the Purpose of a Law: *Nordlinger v. Hahn* and *Allegheny Pittsburgh Coal Co. v. County Commission*. Note. Michael D. Rawlins. 1993:1001

TORT LAW

An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. Comment. Derek P.

Martin. 1993:949

Redefining Objectivity: The Case for the Reasonable Woman Standard in Hostile Environment Claims. Comment. David L. Pinkston. 1993:363

TRADE SECRETS

An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. Comment. Derek P. Martin. 1993:949

TRIAL

Georgia v. McCollum: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. Note. Eric E. Vernon. 1993:1019

State v. Thomas and the *McDonough* Test: A Safety Net Proposal to Cure the Square Peg–Round Hole Dilemma. Note. Lisabeth Joner. 1993:1347

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried. 1993:793

Z

ZONING

Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. William C. Leigh & Bruce W. Burton. 1993:827

AUTHOR INDEX

A

Anderson, Curtis. Comment. A Model Statute for the Devlopment of Oil and Gas Interests Held Under Joint Ownership. 1993:1317

Anderson, Curtis. Note. *Planned Parenthood v. Clark County School District*: "Having Your Cake and Eating It Too" in Public School Free Speech Cases. 1993:983

B

Blanc-Jouvan, Xavier. Individualisme et "communautarisme" en droit francais: le cas des relations de travail. 1993:693

Bradford, C. Steven. Ten Reasons to Attend Law School. 1993:921

Burton, Bruce W. & William C. Leigh. Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. 1993:827

C

Carmella, Angela C. State Constitutional Protection of Religious Exercise: An Emerging Post-*Smith* Jurisprudence. 1993:275

Cope, Keith. Comment. Towards a More Perfect European Human Rights Standard: A New Argument Against a United Kingdom Bill of Rights. 1993:743

D

Durham, W. Cole, Jr. & Alexander Dushku. Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. 1993:421

Dushku, Alexander & W. Cole Durham, Jr. Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. 1993:421

E

Earl, Ryan J. Comment. Tightening Judicial Standards for Granting Foreign Discovery Requests. 1993:343

Earl, Steven C. Comment. The Need for an American Industrial Policy. 1993:765

F

Friedell, Steven F. Aaron Kirschenbaum on Equity in Jewish Law. 1993:909

G

Gaffney, Edward McGlynn, Jr. The Religion Clause: A Double Guarantee of Religious Liberty. 1993:189

Glendon, Mary Ann. Individualism and Communitarianism in Contemporary Legal Systems: Tensions and Accommodations. 1993:385

Gregory, David L. Where to Pray? A Survey Regarding Prayer Rooms in A.B.A. Accredited, Religiously Affiliated Law Schools. 1993:1287

H

Hafen, Bruce C. Schools as Intellectual and Moral Associations. 1993:605

Hancock, Ralph C. Monistic and Dualistic Paths to Radical Secularism: Comments on Tushnet. 1993:141

Hartigan, Emily Fowler. Surprised by Law. 1993:147

I

Imwinkelried, Edward J. A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. 1993:793

Inoue, Tatsuo. The Poverty of Rights-Blind Communality: Looking Through the Window of Japan. 1993:517

J

Johnson, Kevin R. *Los Olvidados*: Images of the Immigrant, Political Power of Noncitizens, and Immigration Law and Enforcement. 1993:1139

Joner, Lisabeth. Note. *State v. Thomas* and the *McDonough* Test: A Safety Net Proposal to Cure the Square Peg–Round Hole Dilemma. 1993:1347

K

Knight, Gregory R. Comment. The Pharisees and the Sadducees: Rethinking their Respective Outlooks on Jewish Law. 1993:925

Kohler, Thomas C. Individualism and Communitarianism at Work. 1993:727

L

Laycock, Douglas. The Reli-

gious Freedom Restoration Act. 1993:221

Lee, Rex E. The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. 1993:73

Leigh, William C. & Bruce W. Burton. Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. 1993:827

Lupu, Ira C. *Employment Division v. Smith* and the Decline of Supreme Court-Centrism. 1993:259

M

Marshall, William P. The Inequality of Anti-establishment. 1993:63

Martin, Derek P. Comment. An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. 1993:949

McConnell, Michael W. "God Is Dead and We Have Killed Him!": Freedom of Religion in the Post-modern Age. 1993:163

McCormack, Wayne. Subsidies for Expression and the Future of Free Exercise. 1993:327

Meulders-Klein, Marie-Thérèse. Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. 1993:645

P

Parness, Jeffrey A. Fines Under New Federal Civil Rule 11: The New Monetary Sanctions for the "Stop-and-Think-Again" Rule. 1993:879

Pepper, Stephen. Conflicting Paradigms of Religious Freedom: Liberty Versus Equality. 1993:7

Pinkston, David L. Comment. Redefining Objectivity: The Case for the Reasonable Woman Standard in Hostile Environment Claims. 1993:363

R

Rawlins, Michael D. Note. Taxation, Equal Protection, and Inquiry into the Purpose of a Law: *Nordlinger v. Hahn* and *Allegheny Pittsburgh Coal Co. v. County Commission.* 1993:1001

Reitz, John C. Public School Financing in the United States: More on the Dark Side of Intermediate Structures. 1993:623

S

Starr, Kenneth W. Liberty and

Equality Under the Religion Clauses of the First Amendment. 1993:1

Stith, Richard. Why the Taint to Religion?: The Interplay of Chance and Reason. 1993:467

T

Teitel, Ruti G. Postmodernist Architectures in the Law of Religion. 1993:97

Teubner, Gunther. The "State" of Private Networks: The Emerging Legal Regime of Polycorporatism in Germany. 1993:553

Tobias, Carl. Rethinking Federal Judicial Selection. 1993:1257

Tushnet, Mark. The Rhetoric of Free Exercise Discourse. 1993:117

V

Vernon, Eric E. Note. *Georgia v. McCollum*: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. 1993:1019

W

Wilson, James G. The Role of Public Opinion in Constitutional Interpretation 1993:1037

Woodhouse, Barbara Bennett. Children's Rights: The Destruction and Promise of Family. 1993:497

Worthen, Kevin J. The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. 1993:475

Wyrzykowski, Miroslaw. Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. 1993:577

TITLE INDEX

A

Aaron Kirschenbaum on Equity in Jewish Law. Steven F. Friedell. 1993:909

C

Children's Rights: The Destruction and Promise of Family. Barbara Bennett Woodhouse. 1993:497

Conflicting Paradigms of Religious Freedom: Liberty Versus Equality. Stephen Pepper. 1993:7

E

An Employer's Guide to Protecting Trade Secrets from Employee Misappropriation. Derek P. Martin. 1993:949

Employment Division v. Smith and the Decline of Supreme Court-Centrism. Ira C. Lupu. 1993:259

F

Fines Under New Federal Civil Rule 11: The New Monetary Sanctions for the "Stop-and-Think-Again" Rule. Jeffrey A. Parness. 1993:879

G

Georgia v. McCollum: An Unprincipled and Potentially Unjust Ending to the Peremptory Challenge Cases. Eric E. Vernon. 1993:1019

"God Is Dead and We Have Killed Him!": Freedom of Religion in the Post-modern Age. Michael W. McConnell. 1993:163

I

Individualism and Communitarianism at Work. Thomas C. Kohler. 1993:727

Individualism and Communitarianism in a Contemporary Polish Legal System: Tensions and Accommodations. Miroslaw Wyrzykowski. 1993:577

Individualism and Communitarianism in Contemporary Legal Systems: Tensions and Accommodations. Mary Ann Glendon. 1993:385

Individualisme et communautarisme: L'individu, la famille et l'Etat en Europe occidentale. Marie-Thérèse Meulders-Klein. 1993:645

Individualisme et "communautarisme" en droit francais: le cas des relations de travail. Xavier Blanc-Jouvan. 1993:693

The Inequality of Anti-establishment. William P. Marshall. 1993:63

L

Liberty and Equality Under the Religion Clauses of the First Amendment. Kenneth W. Starr. 1993:1

Los Olvidados: Images of the Immigrant, Political Power of Noncitizens, and Immigration Law and Enforcement. Kevin R. Johnson. 1993:1139

M

A Model Statute for the Development of Oil and Gas Interests Held Under Joint Ownership. Curtis Anderson. 1993:1317

Monistic and Dualistic Paths to Radical Secularism: Comments on Tushnet. Ralph C. Hancock. 1993:141

N

The Need for an American Industrial Policy. Steven C. Earl. 1993:765

A New Antidote for an Opponent's Pretrial Discovery Misconduct: Treating the Misconduct at Trial as an Admission by Conduct of the Weakness of the Opponent's Case. Edward J. Imwinkelried. 1993:793

P

The Pharisees and the Sadducees: Rethinking their Respective Outlooks on Jewish Law. Gregory R. Knight. 1993:925

Planned Parenthood v. Clark County School District: "Having Your Cake and Eating It Too" in Public School Free Speech Cases. Curtis Anderson. 1993:983

Postmodernist Architectures in the Law of Religion. Ruti G. Teitel. 1993:97

The Poverty of Rights-Blind Communality: Looking Through the Window of Japan. Tatsuo Inoue. 1993:517

Predatory Governmental Zoning Practices and the Supreme Court's New Takings Clause Formulation: Timing, Value, and R.I.B.E. William C. Leigh & Bruce W. Burton. 1993:827

Public School Financing in the United States: More on the Dark Side of Intermediate Structures. John C. Reitz. 1993:623

R

Redefining Objectivity: The Case for the Reasonable Woman Standard in Hostile Environment Claims. David L. Pinkston. 1993:363

The Religion Clause: A Double Guarantee of Religious Liberty. Edward McGlynn Gaffney, Jr. 1993:189

The Religious Freedom Restoration Act. Douglas Laycock. 1993:221

The Religious Freedom Restoration Act: Legislative Choice and Judicial Review. Rex E. Lee. 1993:73

Rethinking Federal Judicial Selection. Carl Tobias. 1993:1257

The Rhetoric of Free Exercise Discourse. Mark Tushnet. 1993:117

The Role of Local Governments in Striking the Proper Balance Between Individualism and Communitarianism: Lessons for and from Americans. Kevin J Worthen. 1993:475

The Role of Public Opinion in Constitutional Interpretation. James G. Wilson. 1993:1037

S

Schools as Intellectual and Moral Associations. Bruce C. Hafen. 1993:605

State Constitutional Protection of Religious Exercise: An Emerging Post-*Smith* Jurisprudence. Angela C. Carmella. 1993:275

The "State" of Private Networks: The Emerging Legal Regime of Polycorporatism in Germany. Gunther Teubner. 1993:553

State v. Thomas and the *McDonough* Test: A Safety Net Proposal to Cure the Square Peg–Round Hole Dilemma. Lisabeth Joner. 1993:1347

Subsidies for Expression and the Future of Free Exercise. Wayne McCormack. 1993:327

Surprised by Law. Emily Fowler Hartigan. 1993:147

T

Taxation, Equal Protection, and Inquiry into the Purpose of a Law: *Nordlinger v. Hahn* and *Allegheny Pittsburgh Coal Co. v. County Commission.* Michael D. Rawlins. 1993:1001

Ten Reasons to Attend Law School. C. Steven Brad-

ford. 1993:921

Tightening Judicial Standards for Granting Foreign Discovery Requests. Ryan J. Earl. 1993:343

Towards a More Perfect European Human Rights Standard: A New Argument Against a United Kingdom Bill of Rights. Keith Cope. 1993:743

Traditionalism, Secularism, and the Transformative Dimension of Religious Institutions. W. Cole Durham, Jr. & Alexander Dushku. 1993:421

W

Where to Pray? A Survey Regarding Prayer Rooms in A.B.A. Accredited, Religiously Affiliated Law Schools. David L. Gregory. 1993:1287

Why the Taint to Religion?: The Interplay of Chance and Reason. Richard Stith. 1993:467